GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services– Revenue Department – Allegation of corruption against Sri Pamarthi Nageswara Rao, V.R.O., Kondepudi Village, Pedana Mandal, Krishna District – Trapped on 04-11-2011- Charge sheet filed before the Hon'ble Spl. Judge for SPE & ACB Cases, Vijayawada- Expired on 16.11.2020- Further action abated- Orders –Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 214 **Dated: 15-04-2021**

Read the following:-

1. From the DSP., ACB., Vijayawada Range Radio Message dated:05.11.2011
2. Govt.Memo. No.45364/Vig.VII(2)/2011-1, dated:19.11.2011.
3. From the District Collector, Krishna, Rc.No.A2/3933/2011, dated:14.11.2011
4. From the D.G., ACB., Lr.No.225/RCT-VKI/2011-S9, dated:05.07.2013
5. From the D.G., ACB., CF.No.1347, dated:26.12.2020.
6. Orders dated:31.12.2020 of Hon'ble Spl.Judge for SPE & ACB Cases, Vijayawada in C.C.No.26/2013.
7. From the D.G., ACB., Lr.Rc.No.225/RCT-VKI/2011-S9, Dt:22.02.2021.

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ORDER:

Whereas, in the reference 1st read above, the DSP, ACB, Vijayawada Range has informed that Sri Pamarthi Nageswara Rao, V.R.O., Kondepudi Village, Pedana Mandal, Krishna District was trapped on 04.11.2011 by ACB authorities when he demanded and accepted an amount of Rs.2,000/- from the complainant for doing official favour.

2. And whereas, in the reference 2nd read above, the District Collector, Krishna have been requested to suspend the A.O. Sri Pamarthi Nageswara Rao, V.R.O., Kondepudi Village, Pedana Mandal, Krishna District and to file caveat petition before the Hon'ble High Court/APAT with a view to restrain the Accused Officer from obtaining the release orders without the issue being contested by the Government pleaders.

3. And whereas, in the reference 3rd read above, the Collector & District Magistrate, Krishna have issued orders to place the Sri Pamarthi Nageswara Rao, V.R.O., Kondepudi Village, Pedana Mandal, Krishna District under suspension from the 05.11.2011.

4. And whereas, in the reference 4th read above, the D.G., ACB has submitted his final report and recommended that the A.O. may be prosecuted in a court of law under sections 7 & 13 (2) r/w 13 (1) (d) of PC Act, 1988. But, the A.O. was retired from service on attaining the age of superannuation on 30.06.2013 and thus ceased to be a public servant. Hence sanction for prosecution is not required to charge A.O. The APVC has also agreed the same. Accordingly, the Bureau has filed charge sheet before the Spl. Judge for SPE & ACB Cases, Vijayawada against the AO on 22.07.2013. The Hon'ble Court was pleased to take the charge sheet on file vide CC No.26/2013.

5. And whereas, in the reference 5th read above, the D.G., ACB has informed that while the case against the AO was under trial, the AO was expired on 16.11.2020. On receipt the said information, the prosecution filed a memo in CF No.1347 dated:26.12.2020 in the trail Court along with original Death Certificate Dated:20.11.2020 in respect of AO. The Learned Spl. Judge for ACB Cases, Vijayawada was pleased to abate action against the AO Sri Pamarthi Nageswara Rao, V.R.O., Kondepudi Village, Pedana Mandal, Krishna District.

6. And whereas, in the reference 6th read above, the Hon'ble Spl. Judge for SPE & ACB Cases, Vijayawada in C.C.No.26/2013 has passed orders abating the case since the sole accused died, the case against Accused Officer is abated.

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7. Government, after careful examination of the matter, have decided and hereby order to abate further action against Sri Pamarthi Nageswara Rao, V.R.O., Kondepudi Village, Pedana Mandal, Krishna District who was expired on 16.11.2020 in the case, subject to recovery of any financial loss caused by the deceased employee in terms of Rule 9 (7) of AP Revised Pension Rules, 1980.

8. The Collector & District Magistrate, Krishna, Machilipatnam shall take necessary further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

To:
The Collector & District Magistrate, Krishna, Machilipatnam.

Copy to:
Legal heir of Sri Pamarthi Nageswara Rao, V.R.O., Kondepudi Village, Pedana Mandal, Krishna District through the Collector & District Magistrate, Krishna, Machilipatnam.
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Director General, ACB, AP, Vijayawada.
The Secretary to Commissioner, A.P. Vigilance Commission, Velagapudi, Amaravati.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER